

ROUTING SLIP CONTRACTS AND AGREEMENTS

Originating Department: Community Development

Council Meeting Date: 9/27/2012

Department Contact: Ken Benion

Phone # 256-427-5427

Contract or Agreement: CONTRACT

Document Name: MODIFICATION #2

City Obligation Amount:

Total Project Budget:

Uncommitted Account Balance:



Account Number:

Procurement Agreements

<u>Select...</u>	<u>Select...</u>
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Grant-Funded Agreements

<u>Federal HUD</u>	Grant Name: COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS
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Department	Signature	Date
1) Originating		9/14/12
2) Legal	Mary C. Cates	9/18/12
3) Finance		9/17
4) Originating		
5) Copy Distribution		
a. Mayor's office (2 copies)		
b. Clerk-Treasurer (Original & 2 copies)		
c. Legal (1 copy)		

CITY COUNCIL AGENDA ITEM COVER MEMO

Agenda Item Number _____

Meeting Type: Regular

Meeting Date: 9/27/2012

Action Requested By:
Community
Development

Agenda Item Type
Resolution

Subject Matter:

Modification #2 of Agreement between the City of Huntsville and CASA, Inc., for Community Development Block Grant Funds.

Exact Wording for the Agenda:

Resolution authorizing the Mayor to modify contract with CASA Inc., to extend the Time of Performance.

Note: If amendment, please state title and number of the original

Item to be considered for: Action

Unanimous Consent Required: No


Briefly state why the action is required; why it is recommended; what Council action will provide, allow and accomplish and; any other information that might be helpful.

Modification will allow for the extension of time allowed to expend funds. No additional funds involved.

Associated Cost: 0

Budgeted Item: Yes

MAYOR RECOMMENDS OR CONCURS: Select...

Department Head: 

Date: 9/14/12

RESOLUTION NO. 12-_____

WHEREAS, the City of Huntsville, Alabama, and CASA have previously entered into an Agreement for the disbursement of grant funds under Title I of the Housing and Community Development Act of 1974, as amended, from the U.S. Department of Housing and Urban Development (HUD), with the said Agreement adopted and approved by Resolution No. 11-780 of the City Council of the City of Huntsville; and

WHEREAS, the parties amended the said Agreement pursuant to Resolution No. 12-448 of the City Council of the City of Huntsville; and

WHEREAS, the parties desire to further modify the said Agreement;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Huntsville, Alabama, that the Mayor of the City of Huntsville is hereby authorized, requested and directed to enter into Modification No. 2 to the Agreement between the City of Huntsville, Alabama and CASA, as adopted by Resolution No. 11-780 on October 13, 2011, and amended by Resolution No. 12-448 on May 24, 2012, said modification being substantially similar in words and figures to that document identified as "Modification No. 2 to the Agreement Between the City of Huntsville and CASA as adopted by Resolution No. 11-780 on October 13, 2011 and amended by Resolution No. 12-448 on May 24, 2012 for Community Development Block Grant Funds." consisting of two (2) pages, and the date of September 27, 2012, appearing on the margin of the first page, together with the signature of the President or President Pro Tem of the City Council, an executed copy of said document being permanently kept on file in the Office of the City Clerk-Treasurer of the City of Huntsville.

ADOPTED this the 27th day of September, 2012.

President of the City Council of
the City of Huntsville, Alabama

APPROVED this the 27th day of September, 2012.

Mayor of the City of Huntsville,
Alabama

STATE OF ALABAMA

)

COUNTY OF MADISON

)

Modification No. 2 to the Agreement Between the City of Huntsville and CASA as adopted by Resolution No. 11-780 on October 13, 2011 and amended by Resolution No. 12-448 on May 24, 2012 for Community Development Block Grant funds.

CONTRACT MODIFICATION NO. 2

THIS MODIFICATION No. 2 IS MADE TO THE AGREEMENT entitled "Agreement between the City of Huntsville and CASA for Weatherization and Barrier Removal" as referenced above and is entered into on this the 27th day of September, 2012, by and between the City of Huntsville, Alabama (City) and CASA, an Alabama non-profit corporation (Agency).

WITNESSETH

WHEREAS, the City has previously received funds from Grant No. B-11-MC-01-0005 of the United States Department of Housing and Urban Development (HUD); and

WHEREAS, the City and the Agency have previously entered into an Agreement wherein the City has agreed to pass along a portion of the said grant funds to the Agency in accordance with the terms and conditions of the said grant; and

WHEREAS, the said Agreement was adopted and approved by the City Council of the City of Huntsville by Resolution No. 11-780 on October 13, 2011; and

WHEREAS, the Agreement was modified pursuant to Resolution No. 12-448 of the City Council of the City of Huntsville on May 24, 2012; and

WHEREAS the parties desire to amend the Time of Performance provided for in the Agreement;

NOW THEREFORE, in consideration of the mutual promises and covenants contained herein and for other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties hereby agree to modify the Agreement as follows:

1. Replace Section IV of the Agreement in its entirety with the following:

TIME OF PERFORMANCE. The services of the Agency shall be undertaken beginning on October 24, 2011 and be completed by October 15, 2012.
All documentation shall be completed by November 30, 2012.

2. All other terms and conditions of the Agreement remain unchanged and in full force and effect.

**President of the City Council of the
City of Huntsville, Alabama
Date: September 27, 2012**

IN WITNESS WHEREOF, the parties hereto have entered into this agreement, consisting of this page and one (1) preceding page, on September 27, 2012.

THE CITY OF HUNTSVILLE, ALABAMA

ATTESTED:

By: _____

By: _____

Mayor Tommy Battle

Date: _____

**CASA-CARE ASSURANCE SYSTEM FOR THE AGED
AND HOMEBOUND, an Alabama Non-Profit
Corporation**

ATTESTED

By: _____

By: _____

Date: _____

Its: _____